IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 759 OF 2004
IN
SECOND APPEAL NO. 641 OF 2004

Office Notes, Office Memoranda
of of Coram, appearances, Court's
orders and Registrar's orders : Court's or Judge's orders

CORAM: P.V. KAKADE, J.

DATED: 15TH JULY, 2005

P.C.:

1. Heard advocate for the applicant. None present for the respondent though served. The appeal is already admitted.

In view of the facts and circumstances, the application is made absolute in terms of prayer clauses (a) & (b). However, it is made clear that process of execution proceeding may proceed but actual possession shall not be handed over to the respective sharers pending the appeal. With these directions, the application stands disposed of with no order as to costs.

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